

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

DARRYL ALEXANDER and EDNA
ALEXANDER

Case No. 2:09-CV-12303

Plaintiffs,

Hon. Patrick J. Duggan
Magistrate Judge Paul J. Komives

vs.

DEL MONTE CORPORATION and THE
KROGER COMPANY,

Defendants.

STIPULATION TO DISMISS
WITH PREJUDICE AND WITHOUT COSTS

IT IS HEREBY STIPULATED, by and between counsel for the parties hereto, that the
above matter be dismissed with prejudice and without costs to any party.

DeNARDIS, McCANDLESS & MILLER, PC

CLARK HILL PLC

s/ with consent of Mark F. Miller

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ORDER TO DISMISS
WITH PREJUDICE AND WITHOUT COSTS

At a session of said Court, held in Detroit,
Michigan, on February 15, 2011.

PRESENT: HON. PATRICK J. DUGGAN
U.S. District Court Judge

Upon reading the foregoing Stipulation and the Court being otherwise fully advised in the
premises,

IT IS HEREBY ORDERED that the above matter is dismissed with prejudice and
without costs to any party.

s/Patrick J. Duggan

Patrick J. Duggan
United States District Judge

Dated: February 15, 2011

I hereby certify that a copy of the foregoing document was served upon counsel of record
on February 15, 2011, by electronic and/or ordinary mail.

s/Marilyn Orem
Case Manager